File No. 2 1 3

1910.

Collection No.

Mysore Residency

Pros. / Serial Nos.

Subject.

Succession certificate to H. Balabha in respect of the estate of B.H. Ahobalappa of Cochin Station.

Previous References.

Later References.

S. 97. (Blue).

OCFP - 678S&P—(G.1085)—10-3-30—1,00,000.

B. P. B.—4-1910.—3,000.

RESIDENT'S OFFICE.

Note Sheet.

File No. 213/1910

~~Letter No.~~ Petition dated the 14th July 1910 from Hoovina Balappa

SUBJECT.

For Succ. Certificate.

If approved, the usual notices may be issued and published in the Mysore Gazette & the Daily Post and a special notice issued to the widow of the deceased

15/7/10 15/7/10

Draft notices (with fair) & a draft docket (with fair) submd

28/7/10. 28/7/10

Sl. 2 Issued Nos. 4459–61 of 26th July 1910

Margin for binding not to be written on.

E. P. B.—4-1910.—3,000.

RESIDENT'S OFFICE.

Note Sheet.

File No. 213/1910

~~Letter No.~~ Petition dated the 14th July 1910

sl 1 from Hoovina Balappa

SUBJECT..

For a Succession Certificate

Sl 1 is the application for Succession Certificate.

Copy of the Gazette + of the Daily Post put up in R.O. File No 188/1910.

2 Notice of the application has been published in the Mysore Gazette and the Daily Post, and a special notice issued to and served on the deceased's widow Honnammah. A notice has also been posted on the office notice board.

sl 4 + 4/a.

3 Mr C. Lakshmana Gowda, Advocate, appears for the widow Honnammah and will probably oppose the application.

The application is posted for hearing on 10th September (next Saturday)

8/9/10.

8/9

Petition presented in Court on 10th Septr. 1910 by Honnamma, counter-petitioner. — sl 7

Margin for binding not to be written on.

4. After this petition was presented on 10th September, the case was on the same day adjourned to enable the petitioner and counter-petitioner to adduce evidence in proof of their claims.

5. The question as to whether the petitioner or the Co-Peto is entitled to the certificate claimed is to be decided under section 7 of the Indian Succession Certificate Act, 1889 (VII of 1889). The petitioner claims as the undivided father of the deceased and states that the premia due to the New York Life Insurance Company by the deceased were paid out of the joint family assets. If the petitioner does not adduce sufficient proof of his claim, the widow will be entitled to the certificate, being a nearer heir to the deceased under the Hindu Law than the petitioner, his father.

paras 4 & 5 of sl 1

The case comes on for hearing on Tuesday the 29th November 1910

Notes—*continued.*

Margin for binding not to be written on.

1910.

3

19/11/10.

6. Witnesses will have to be examined, but the Court need not enter into an enquiry regarding intricate questions of law or fact. The question of the right to the certificate need be decided only in a summary manner, & the party having *prima facie* the best title to the certificate should be asked to give security before the certificate is granted.

Vide section 9(1)

19/11/10

Adjourned by Court at the request of parties' advocates to Saturday the 3rd December 1910 to enable the parties in the meanwhile to arrive at a compromise. 29/11/10.

File resubmitted

30/11/10.

This case has again been posted to Saturday the 28th January 1911.

File resubmitted

B.G.
20/1/11

28/1/11

This case has again been posted to Saturday the 11th February 1911

File resubmitted

B.G.
8/2/11

File resubmitted. Case again posted to 25th Feb 1911

B.G.
24/2/11

Case adjourned to 25th March 1911

25/2/11

File resubmitted. The case is posted again to 25th March 1911. Several adjournments were granted to enable the parties to come to a settlement out of court & on the last occasion they were informed that no further adjournment would be granted. The respective

B.G.
22/3/11

Margin for binding not to be written on.

Notes—continued

Margin for binding not to be written on.

claims of the contending parties need not be adjudicated upon in this summary proceeding. Prima facie the amount secured by life insurance might fairly be regarded as self-acquired property of the deceased, & to such a property the widow has good right. Then the fathers. on the production of the requisite stamp duty, the same be granted the certificate on security

27/2.

Draft order submd

28/3/11

Draft order is resubmitted for approval.

The Court-fee payable on the certificate

sd 18

to be issued to the Counter-petitioner ~~has been~~ was deposited yesterday after repeated notices.

B.S.
2/5/11

2/5/11

4/5

Memo dt/ the 20th May 1911 presented by the ~~Advocate~~ for the Counter-petitioner. sd 19

As Honnamma is said to be now in ~~Dad~~ Dandiganahalli, Goribidnur Taluk, and as her sureties belong to the same Taluk, the Darbar may be asked to ~~take a~~ instead the Deputy Commr of the Kolar Dt to take security from her.

Draft submitted

B.S.
22/5/11

23/5/11

Issued no 3140 dated 24th May 1911 S. 20.

Margin for binding not to be written on.

whose branch office is situated in Calcutta, for a sum of Rs 1000-0-0 one thousand as shown in the schedule hereto annexed. The branch office belongs to the joint family as aforesaid.

5 That the petitioner claims to collect the said sum of Rupees 1000-0-0 as the undivided father of the deceased. The deceased died intestate.

6 That there is no impediment for the grant of a certificate to the petitioner by this Honourable Court to collect the said amount as there is no will or any other document left by the deceased regarding the disposal of the said amount.

7 Petitioner herewith deposits the sum of Rs 20-00 twenty being the percentage amount required for the certificate.

Petitioner therefore prays

prays that a certificate of succession may be granted to him to collect the debt of the sum of Rs. 1000 and under Act No VII of 1889.

[illegible]

I the petitioner above named do hereby declare that what is stated above is true to my knowledge except as to matters stated on information and belief and that as to those matters I believe them to be true.

[illegible]

Bangalore
July 1910

In the office of the Honourable
the British Resident in
Mysore, Bangalore

Rs 2 Rs
Court fee stamp
23.7.10

Civil Petition No 213 of 1910

Petitioner
Hoomma Mallappa

Petitioner herewith
produces stamps of the
value of Rs 2-0-0 for
processes and Rs 8-0-0
in cash for publication
in the almanac

23-7-10

Deposited
Rs in
Chol-
23.7.10

R. P. B.—3-04.—250.

2

1900.

FROM

THE REGISTRAR OF THE ~~COURT~~ office OF

THE RESIDENT IN MYSORE,

CIVIL & MILITARY STATION,

BANGALORE.

To

THE District Judge
Civil and Military Station
Bangalore

Dated Bangalore 26th July 1910

Despatched —do—

Received

ENCLOSURE No. 2

General No. 4461 / *No.* } 1900 — 0.

Has the honour to forward herewith a notice in duplicate issued in Application in file No 213 of 1910 and to request that steps may kindly be taken to have the duplicate served on the person named in the margin and the original returned to this office with the mode of service duly endorsed thereon

A. S. Francis asst
Registrar

Hanumanna
resident of Chik Bazar Street
Cpm Sth

23/7/10

No. 4459 & 4460
26-7-10.

2/4

Notice of application for certificate under Section 17, Act VII of 1889.

Form No. 54, Civil.

Before the Hon'ble the Resident in Mysore at Bangalore.

Application in file No. 213 of 1910.

In the matter of the estate of B. H. Ahobalappa of No 202 Chikbazar Street Cross Sh of Bangalore between *deceased*

Hoovina Balappa *Applicant.*

WHEREAS Hoovina Balappa resident of No 202 Chikbazar Street Cross Sh Bangalore claiming to be the father of the said Ahobalappa deceased, has applied for a certificate under section 17, Act VII of 1889, to collect ~~the sum of Rs 1000/-~~ due to the estate of the said deceased under a Life Policy with the New York Life Insurance Company Calcutta

NOTICE is hereby given of the said application; and all claimants in the estate of the said Ahobalappa deceased are invited to appear before the Hon'ble the Resident at Bangalore, on Saturday the 10th of ~~September~~ 1910 at 11 A. M., when the petition of the said Hoovina Balappa will be heard, and the right to the certificate determined.

GIVEN under my hand and seal this 23rd day of July 1910.

"By Order"

H. V. Trumbiengar

Registrar.

To

The Compiler Mysore Gazette for insertion in 3 issues with ~~Rs 5/-~~ proofs of publication

" " Publisher Daily Post for insertion in 3 issues with ~~Rs 3/-~~ for costs of publication

" Hanumanna widow of the deceased resident of No 202 Chikbazar Street Cross Sh Bangalore

23/7/10 " Notice board

R. P. B.—2-1910.—100.

No. 3.

RESIDENT'S OFFICE,
BANGALORE.
Register No. 5149
Date of Receipt 25.8.1910
File No. 213/1910

Mysore Gazette Office
Bangalore 26th July 1910.

Received from the Registrar of the Honble the Resident's Court, Bangalore with his letters Nos 4456 and 4459 dated 26th July 1910 the sum of Rs ten only on account of charges in application Nos 188 and 213 of 1910 (advertisement) in the Mysore Gazette English for three issues.

in file 188/1910 & 213/1910 separately

Rs 10-0-0

Sd. C.H. Yates.
Compiler, Mysore Gazette.

4

4/9/10
19 10.

RESIDENT'S OFFICE,
BANGALORE.
Register No. 5358
Date of Receipt 5-9-10
File No.

FROM

THE DISTRICT JUDGE,
CIVIL AND MILITARY STATION,
BANGALORE.

To

THE REGISTRAR OF THE ~~COURT~~ Office of
OF THE RESIDENT IN MYSORE,
C. & M. STATION, BANGALORE.

Dated 3 September 1910
Despatched
Received
General No. 1858 } 1910.
No.

ENCLOSURES:—No. one

His No. 446 dated 26 July 1910.

Has the honor to return duly served ~~unserved~~ the notice issued ~~to the Respondent~~ in ~~Regular Appeal~~ application No. 213 of 19 10 ~~on the file of~~ the ~~Court of~~ the Resident in Mysore, forwarded with the above.

By Order,

N. Narasimha [illegible]

Chief Clerk.

Notice of application for certificate under Section 17, Act VII of 1889.

Form No. 54, C.R.

Before the Hon'ble the Resident in Mysore at Bangalore.

Application in file No. 2/3 of 1910.

In the matter of the estate of B. A. Ahobalappa of No 202 Chikbazar Street, Cantt. Sta of Bangalore, between *deceased*

Hoovina Balappa *Applicant.*

WHEREAS Hoovina Balappa resident of No 202, Chikbazar Street, Cantt. Sta, Bangalore, claiming to be the father of the said Ahobalappa deceased, has applied for a certificate under section 17, Act VII of 1889, to collect ~~the Sum of Rs 1000/-~~ due to the estate of the said deceased under a Life Policy with the New York Life Insurance Company, Calcutta.

NOTICE is hereby given of the said application; and all claimants in the estate of the said Ahobalappa deceased are invited to appear before the Hon'ble the Resident at Bangalore, on Saturday the 10th of September 1910 at 11 A. M., when the petition of the said Hoovina Balappa will be heard, and the right to the certificate determined.

GIVEN under my hand and seal this 23rd day of July 1910.

RESIDENT AT MYSORE, AND CHIEF COMMISSIONER OF COORG.

"By Order"

G. S. Timmaiah

Registrar.

To Hoovamma, widow of the deceased, resident of No 202, Chikbazar Street, Cantt Sta, Bangalore

R. P. B.—2-1910.—100.

[illegible]

S.P.

I beg to report, that I have served a Copy of this notice personally on the party and obtained her signature on the original on 30th August 1910

D. M. Ramiah
Bailiff

Sworn to before me this 30th Sept 1910

N. N. [illegible]
Chief Clerk

31

5

COURT FEE ONE ANNA

Hg. 10/9/10.

8/9/10

In the Court of the Honble the British Resident in Mysore.

213

Misc. no. ~~230~~ of 1910.

Petitioner — Counter-petr.

Huvina Balappa ~~&~~ Honnamma.

A plain copy of the ~~misc~~ petition in the above case is prayed for and Rs. in Cash are produced herewith:

Lakshmana Gnd

Ad. for Cpetr.

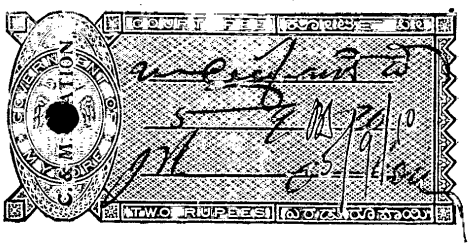
5/9/10.

Copy may be granted

BG

8/9/10.

8/9/10



In the Court of The Hon'ble the British Resident in Mysore.

Mis. No. 230 of 1910.

Petr. Huvvina Balappa & c-petr. Honnamma

POWER OF ATTORNEY executed by the counter-petitioner

Mr. C. LAKSHMANA GOUDA, B.A., B.L., Advocate.

I/~~we~~ hereby appoint Mr. C. Lakshmana Gouda, as my/~~our~~ advocate, in person or by proxy, on my/~~our~~ behalf, to appear in, and conduct the above case, as well as any proceedings arising out of and connected with the same, and to do all such acts, as may be proper and necessary, for the due conduct thereof.

I/~~we~~ also agree to be bound by all such acts, and that such acts shall be as valid as if they had been done by me/~~us~~ in person.

And I/~~we~~ further authorize my/~~our~~ said advocate to receive, and give valid receipts for, any money, document, or other moveable property; that is or may become, payable or deliverable to me/~~us~~ in the course of the said case or proceedings.

4th September 1910.

Left thumb mark of Honnamma.

I know the executant who has signed before me.

Cse

I accept. Chelbhmana Gouda

I, the County-petitioner, above named, do hereby declare that what is stated above is true to my knowledge except as to matters stated on information and belief and as to those matters I believe them to be true.

[illegible]

R. P. B.—3-04.—250.

9

1910.

FROM

THE REGISTRAR OF THE ~~COURT~~ Office OF

THE RESIDENT IN MYSORE,

CIVIL & MILITARY STATION,

BANGALORE.

To

THE Dy Judge, C & M Stn,

Health Officer, C & M Municipality

Bangalore

Dated Bangalore 15th October 1910

Despatched ——— ——

Received

ENCLOSURE No. 6 with Rs 1-4-0 or with 0-4-0.

General No. 6207-08 / No. 8.6 Rs 1-4-0 Rs 0-4-0 190 — 0.

Has the honour to forward, herewith, ~~notices~~ a notice in duplicate issued in this application in R.O. File No 2/3 of 1910 and to request that steps may kindly be taken to have the ~~duplicates~~ duplicate served ~~on~~ the ~~persons~~ person named therein and the original returned to this office before the date of hearing, with the mode of service duly endorsed thereon.

Yours &c. Tirumalachariyar

Registrar

B.S.
14/10/10.

Dho' defendants — Respondent: Honorable the British office

Summons to witness.
O. 16, r. r. 1 & 5.
C. P. C.
Form No. 13, Civil.

In the ~~Court~~ of the ~~District Judge,~~ Resident in Mysore
~~Civil and Military Station,~~ Bangalore.

Inc: appl. in R. C. file

~~Suit~~ No. 213 of 1940.

Koonna Balapa Hommanna

~~Plaintiff.~~ Petitioner s. { ~~Defendant.~~ C. Petitioner

To 4 witness Varadarajulu Naidu
clerk, Health office
~~Resident of~~ Station Municipality
Bangalore.

WHEREAS your attendance is required to give evidence on behalf of the ~~——~~ petitioner appear in the above case ~~suit~~ you are hereby required (personally) before this Court at Bangalore on Saturday ~~day~~ the 29 day of October 1940, at the hour of 11 A. M., (~~or to send to this Court~~)

A sum of rupees 4 being your ~~travelling and other expenses and~~ subsistence for one day is hereby tendered to you. If you do not comply with this order, you will be subject to the consequence of non-attendance laid down in rule 12 of order XVI, the Code of Civil Procedure.

NOTICE.—(1) If you are summoned only to produce a document and not to give evidence, you shall be deemed to have complied with the summons, if you cause such document to be produced in this Court on the day and hour aforesaid.

(2) If you are to be detained beyond the day aforesaid, a sum of rupees 4 will be tendered to you for each day's attendance beyond the day specified.

GIVEN under my hand and the seal of the Court this 14 day of October 1940.

"By Order of the Court,"

RESIDENT IN MYSORE. CHIEF COMMISSIONER COURT.

G. V. Tirumalacharya

~~Chief Clerk.~~

Proper fees for the issue of this process ~~have been levied.~~

14/10/40.

R. P. B.—7-10.—1,000.

I received the duplicate copy of
summons with hatta annas (4) &
four mg — this day 15 October 1910

C. Vandrajpuvindra
Clerk
Health Office
Ann Station
Bangalore
15/10/10

10

R. P. B.—3-1904—250.

1910.

FROM

THE REGISTRAR OF THE ~~COURT~~ Office OF THE ~~JUDICIAL COMMISSIONER~~ Resident in Mysore ~~OF COORG~~,

BANGALORE.

TO

THE

Health Officer,
Civil and Military Station
Municipality, Bangalore

Dated Bangalore 15th October 1910

Despatched ——— DO ———

Received

ENCLOSURE No. 2 with as. 4.

General No. 6208 / No. } 190 —0.

Has the honour to forward, herewith, a notice in duplicate issued in Miscellaneous Application in R. O. File No 213 of 1910 and to request that steps may kindly be taken to have the duplicate served on the person named therein and the original returned to this office, before the date of hearing, with the mode of service duly endorsed thereon.

G. S. Trunk? c/o ?

Registrar

BS

BANGALORE
6298
18/10/10
213 of 1910
15/10

500/15/10/10

II

To

The Registrar of the Office of
The Resident in Mysore
Bangalore

The duplicate copy of notice has been served on the party concerned, and the original is herewith returned with this endorsement thereon.

A. Hosal Sett

MB;CM;D.P.H.
Health Officer
17-10-10

III

To The Health Officer
Civil & Mil. Municipality
Bangalore

A fresh Summons is forwarded herewith for

Service on witness
Varadarajulu Naidu
and former of each
return with the usual
endorsement thereon.

Registrar

BS
27/10/10.

27

11

R. P. B.—3 1204—250.

Urgent

1910.

FROM

THE REGISTRAR OF THE ~~COURT~~ OFFICE OF THE ~~JUDICIAL COMMISSIONER~~ Revenue in Mysore

~~OF COORG~~,

BANGALORE.

To

THE Health Officer
Civil and Military
Station Municipality
Bangalore

Dated Bangalore 28th October 1910

Despatched —— do ——

Received

ENCLOSURE No. 2

General No. 6520 / *No.* } 190 —0.

Has the honour to forward herewith a copy summons in duplicate issued in his application in R.O. file No. 2130 of 1910 and to request that steps may kindly be taken to have the duplicate served on the person named therein and the original returned to this office before the date of hearing with the mode of service duly endorsed thereon

(Sd.) N. B. Tirumalai
Assistant

O/C

for Registrar

27/10/10.

COURT FEE — ONE RUPEE — INDIA 1R

COURT FEE — ONE RUPEE — INDIA 1R

12

The British Resident in Mysore

15-11-10

Misc. Application No. 213 of 1910.

Hoovina Balappa residing in Chick Bazar Street Cantt. — Petitioner ~~Plaintiff~~.

versus.

I, Hoovina Balappa — The Petr abovenamed ~~Defendant~~

~~Know all men by these presents that~~

do hereby authorize and appoint Mr. D Raghavachar Ba BL. advocate an Advocate to be my true and lawful Attorney to appear in the above named Court and represent me as Petr in the above named case and file all petitions, exhibits or other documents whatsover in connection therewith, and also to apply for and receive from the said Court all such documents or copies of documents as he may deem necessary, and to apply for and issue all summonses, commissions or other writs or processes as may be needed or he may deem requisite, and to apply for and issue attachment and execution under any decree or other order that may be made in the said case and to prosecute to defend any proceedings that may arise thereout, and to apply for and receive payment of all or any sums of money that may be decreed or awarded either as principal money, for costs, or otherwise, and to appear in and before the Judge or Judges or presiding officer of the said Court and to plead on my behalf in any matter touching or concerning the said matter, suit or applications or any proceeding in connection therewith, from time to time to set and appoint a substitute or subsititutes, and with power to revoke such appointment or appointments, and generally to appear, plead and act in all respects whether herein specified or not as may to said Attorney or his substitutes seem proper or expedient. And I hereby ratify and confirm all and singular that the said Attorney or his substitute or substitutes shall lawfully do or procure to be done in and respecting the premises acknowledging the same to be done as fully and effectually as if I were personally present.

In Witness whereof I have hereunto set my hand this 9th day of Sept. in the year 1910.

Hoovina Balappa

"Accepted"

D Raghavachar

Advocate

Signed before me by the executant who is known to me

D Raghavachar Advocate.

11

550
28/10

13

CLERKS OFFICE,
2/11/10 CONSOLIDE.
Reg. No. 6599
Date of Receipt 1/11/1910
File No. 2130/10

2/11/10

The Registrar of the office of
Resident in Mysore
Bangalore.

The duplicate copy of summons has been served on the party concerned and the original is herewith returned with this endorsement thereon.

28-10-10.

MB;CM;D.P.H.
Health Officer

This may be filed

K.G
2/11/10.

R. P. B.—3-1904—250.

Urgent

190 .

FROM

THE REGISTRAR OF THE ~~COURT~~ OF Resident in Mysore ~~OF COORG,~~ THE ~~JUDICIAL COMMISSIONER~~ BANGALORE.

To

THE Health Officer Civil and Military Station Municipality Bangalore

Dated Bangalore 28th October 1910

Despatched —— Do ——

Received

ENCLOSURE No. 2

General No. 6526 } 190—0
No.

Has the honour to forward herewith a fresh summons in duplicate issued in this application in R.O. file No 213 of 1910 and to request that steps may kindly be taken to have the duplicate served on the person named therein and the original returned to this office before the date of hearing with the mode of service duly endorsed thereon

N. S. Tirumalai Ayyar
Registrar

P.T.O

Summons to witness.
O. 16, r. r. 1 & 5.
C. P. C.
Form No. 13, Civil.

Office of the Hon'ble the Resident in Mysore

In the ~~Court~~ of the ~~District Judge,~~
Civil and Military Station, Bangalore.

Application in R.O. File ~~Suit~~ No. 213 of 1910.

Hoovina Balappa ~~Plaintiff.~~ Petitioner } Vs. { Hounamma ~~Defendant.~~ Counter-Petitioner

To

4th witness Varadarajulu Naidu, Clerk, Health Office, Station Municipality, Bangalore ~~Resident of~~

WHEREAS your attendance is required to give evidence on behalf of the petitioner in the above case ~~suit~~ you are hereby required (personally) to appear before this Court at Bangalore on Tuesday ~~day~~ the 29th day of November 1910, at the hour of 11 A. M., ~~(or to send to this Court)~~ instead of on the 29th October 1910 as directed in the summons served on you on 15th October 1910

A sum of rupees 0 - 4 - 0 being your travelling and other expenses and subsistence for one day has already been paid ~~is hereby tendered~~ to you. If you do not comply with this order, you will be subject to the consequence of non-attendance laid down in rule 12 of order XVI, the Code of Civil Procedure.

NOTICE.—(1) If you are summoned only to produce a document and not to give evidence, you shall be deemed to have complied with the summons, if you cause such document to be produced in this Court on the day and hour aforesaid.

(2) If you are to be detained beyond the day aforesaid, a sum of rupees 0 - 4 - 0 will be tendered to you for each day's attendance beyond the day specified

GIVEN under my hand and the seal of the Court this 28th day of October 1910.

RESIDENT IN MYSORE AND CHIEF COMMISSIONER OF COORG

"By Order of the Court,"

G. S. Tirumalai Aiyangar
~~Chief Clerk.~~ Registrar

Proper fees for the issue of this process have been levied.

R. P. B.—7-10.—1,000.

BS
27/10/10

Received the ~~ex~~ Duplicate, Copy of Simmins's

G. Vanostrand
Clerk
Health Office
28/10/19

14

RESIDENT'S OFFICE,
16 W. BANGALORE
Register No. 6427
Date of Receipt 22/11/10
Office No. 213/1910

D. C. 12.—R. P. B.—9-1910.—100.

1960.

FROM

THE DISTRICT JUDGE,
C. & M. STATION, BANGALORE.

TO

THE Registrar of the Office of the Resident in Mysore Bangalore

Dated 15 November 1910

Despatched

Received

General No. 2442
No.

1910.

ENCLOSURES:—No. 2 with Rs. 14/-

SIR,

I have the honor to return duly served on 1 to 3 and 6 & 7 witnesses and unserved as regards the 5 witnesses for reasons endorsed on the original, the ~~summonses~~ notices issued in the marginally noted ~~case on the~~ file ~~of your court~~ for the Hon'ble the Resident.

I have the honor to be,
SIR,
Your most obedient servant,

N. Narasimha Aiyar

for District Judge.

18/11
Suit No. 4
Hi Court 1/1

Application in file ~~Suit~~ No. 213 of 1910

Annas four received herewith may be returned to the petitioner on his acknowledgment obtained, when he next comes to this Office.
19/11/10

18

Summons to witness.
O. 16, r. 1 & 5.
C. P. C.
Form No. 13, Civil.

In the ~~Court~~ of the ~~District Judge,~~ Office Honorable the British Resident in Mysore,
~~Civil and Military Station,~~ Bangalore.

~~Suit~~ Misc. appl. No. 213 of 1910.

Hoovaiya Balappa Hommanna ~~Plaintiff.~~ Petitioner ~~versus~~ ~~Defendant.~~ c. Petitioner

To 1st witness Shiffiah Naidu, petty shopkeeper.
2nd witness Gowindoo Chetty, oil merch.
3rd witness Gollos Moonsamy
5th witness Ramabai
6th witness Ramaiah Chetty, Resident of Chetta Bazaar, Cantonment Bangalore.

WHEREAS your attendance is required to give evidence on behalf of the ~~plaintiff~~ petitioner in the above case ~~suit~~ you are hereby required (personally) before this Court at Bangalore on ~~Saturday~~ Sunday ~~the~~ 29 day of ~~October~~ November 1910, at the hour of 11 A. M., (~~or to send to this Court~~)

A sum of rupees ~~—~~ being your travelling and other expenses and subsistence for one day is hereby tendered to you. If you do not comply with this order, you will be subject to the consequence of non-attendance laid down in rule 12 of order XVI, the Code of Civil Procedure.

NOTICE.—(1) If you are summoned only to produce a document and not to give evidence, you shall be deemed to have complied with the summons, if you cause such document to be produced in this Court on the day and hour aforesaid.

(2) If you are to be detained beyond the day aforesaid, a sum of rupees ~~—~~ will be tendered to you for each day's attendance beyond the day specified

GIVEN under my hand and the seal of the Court this 14 day of October 1910.

"By Order of the Court,"

~~Chief Clerk.~~ Registrar.

Proper fees for the issue of this process have been levied.

R. P. B.—7-10.—1,000.

COURT FEE

A. Ballappah
11th October 1910
N Venkatesamy

COURT FEE

A. Ballappah
11th October 1910
N Venkatesamy

COURT FEE

A. Ballappah
11th October 1910
N Venkatesamy

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11th October 1910
N Venkatesamy

ONE RUPEE

Summons to witness.
O. 16, r. r. 1 & 5.
C. P. C.
Form No. 13, Civil.

In the ~~Court~~ of the ~~District Judge,~~ Office Honorable the British Resident in Mysore. ~~Civil and Military Station,~~ Bangalore.

Misc. Appln. ~~Suit~~ No. 213 of 1910. in R.O. file

Hoonna Balappa Hommunnah

~~Plaintiff~~ Petitioner ~~Defendant.~~ Petitioner

To 5 witness Rama Bai,

Resident of Chika Bazar No 6, C & M Stn, Bangalore.

WHEREAS your attendance is required to give evidence on behalf of the ~~——~~ petitioner in the above case ~~suit~~ you are hereby required (personally) before this Court at Bangalore on Saturday the ~~——~~ day the 29 day of ~~October~~ November 1910, at the hour of 11 A. M., (~~or to send to this Court~~).

A sum of rupees 4 being your ~~travelling and other expenses and~~ subsistence for one day is hereby tendered to you. If you do not comply with this order, you will be subject to the consequence of non-attendance laid down in rule 12 of order XVI, the Code of Civil Procedure.

NOTICE.—(1) If you are summoned only to produce a document and not to give evidence, you shall be deemed to have complied with the summons, if you cause such document to be produced in this Court on the day and hour aforesaid.

(2) If you are to be detained beyond the day aforesaid, a sum of rupees 4 will be tendered to you for each day's attendance beyond the day specified

GIVEN under my hand and the seal of the Court this 14th ~~28th~~ day of October 1910.

"By Order of the Court,"

RESIDENT IN MYSORE AND CHIEF COMMISSIONER OF COORG.

R. S. Tirumalai Aiyangar
Registrar ~~Chief Clerk.~~

Proper fees for the issue of this process have been levied.

R. P. B.—7-10.—1,000.

C. LAKSHMANA GOUDA, B. A., B. L.,
ADVOCATE.

15

Bangalore City 11/2/1911.

The Registrar,
Resident's Court.

Dear Sir,

R. O. file no. 213.

As I am in the midst of a heavy case in the Munsiff's Court, which I informed ~~by me~~ you in person, I am unable to come there. It has been arranged between the parties that the counter-petitioner should get the certificate upon her executing a bond with a surety to pay Rs. 400/- to the petitioner. The counter-petitioner wants time to get the surety. Hence the case may be kindly adjourned to 25th.

yours truly,

C. Lakshmana Gouda

Be informed to 25. inst.
as requested
11/2/11

Before the Hon'ble the Resident in Mysore

Application in R. O. File No 213/1910.

In the matter of the estate of B. H. Abbalappa of No 202, Chikbazaar Street, C & M Stn of Bangalore

Hoovina Balappa — Petitioner

vs

Honnamma — Counter-petitioner

To

C. Lakshmana Gowda, Esq.,
Advocate.

Please take notice that the counter-petitioner should pay the court-fee payable on the certificate applied for by her, within seven days from the date of service of this notice

Given under my hand & the seal of the Court this day of April 1911

Registrar
8/4/11

Before the Hnble the Resident in Mysore

Application in R.O. file

No. 213 of 1910

In the matter of the Estate of B.H. Ahobalappa of No. 202 Chikbazar street C.&M. Sh. of Bangalore

Hoovina Balappa — Petitioner

~~Vs~~

Honnamma — Counter-petitioner

To

C. Lakshmana Gowda Esqre.
Advocate

Please take notice that the Counter-petitioner should pay the Court-fee payable on the Certificate applied for by her within seven days from the date of service of this notice

Given under my hand and the seal of the Court this [illegible] day of April 1911

RESIDENT IN MYSORE

G.V. Tirumalicaiyar

Registrar

Proceedings of the Hon'ble the Resident in Mysore at Bangalore.

In the matter of the estate of B. H. Akbalappa of No 202 Chikbazaar Street, Cotn Str of Bangalore,

but now deceased.

Application in file No. 213 of 190 under section 17 of the Succession Certificate Act, No. VII of 1889.

Hoovina Balappa, father of the deceased, residing in No 202, Chikbazaar Street, Cotn Str. } Petitioner.

vs

Honnamma, widow of the deceased — Co-Petr

READ:—

sl 1 Petition presented on 16th July 1910

by Hoovina Balappa, father of the deceased,

praying for a succession certificate under Act VII of 1889 in respect of money due to the estate of the deceased under a Policy of Insurance with the New York Life Insurance Company, Calcutta.

Notices inviting objections to the application issued and published in the Mysore Gazette and the Daily Post and special notices issued to and served on Honnamma, widow of the deceased.

sl 7 Counter-petition presented on 10th September 1910 by Honnamma aforesaid praying that a certificate may be issued to her to enable her to collect the amount of the Policy in question

The petition having come on for final hearing on Saturday the 25th March 1911, the petitioner was represented by Mr. D. Raghavachar, Advocate, and C.-petitioner by Mr C. Lakshmana Gowda, advocate, ~~and no one appeared to oppose the petition~~.

Order

The petitioner's & pet advocate having agreed to the issue of the certificate applied for to the counter-petitioner, it is ordered that the counter ~~The~~-petitioner will be granted, under section 7 of the Succession certificate Act, a certificate empowering her to apply to and recover from the New York Life Insurance Company, Calcutta,

the sum of Rs. 1000-0-0 due to the estate of the deceased B. H. Ahobalappa

under Policy No. 3292112.

Under section 9 of the Act the counter-petitioner is required to execute a bond with one surety for the sum of Rs. 1000-0-0, the surety to be approved by the District Judge, Chitaldrug Station of Bangalore.

Dated the 4th May 1911.

Resident.

R. P. B.—3-09.—100.

In the Court of the Resident in Mysore.

R.O. file no. 213 of 1910.

Presented on 20.5.11

Balappa vs. Honnamma, c/o Annaiyappa, Dandiganahalli, Goribidnur Taluk.

C.-petr.'s sureties.

The c-petr. begs to offer the following as joint sureties, who will execute the necessary bond, if and when they are approved of by this Hon. Court, upon the usual inquiry:-

1. Doddanāgappa, son of Nagappa, of Rāyanakallu, Manchépalli Hobli, Goribidnur Taluk; Kolar Dist.
2. Kōdéppa, of Dandigānahalli, same Hobli and Taluk.

20/5/'11.

C. Subbaraya Gupta
adv. for c.-petr. (Honnamma).

A

No. 3140
2—1

20

FROM

P. B. Warburton, Esq., I.C.S.,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

The Dewan of Mysore

Dated Bangalore, 24th May 1911.

SIR,

I am directed to state that ~~on the application of~~ in the marginally noted case

R.O. File No 213 of 1910 - Hoovina Balappa - Petr (father of the deceased) Honnamma - widow of the deceased - Petr.

for a succession certificate under section 17 of Act VII of 1889 in respect to the sum of Rupees 1000 - 0 - 0 due to the estate of the late B. H. Ahobalappa of No 202, ~~of~~ Chikbazar Street, C & M Sta of Bangalore, under a Policy of Insurance,

the Hon'ble the Resident has directed the grant of the certificate ~~on~~ to the counter-petitioner on her furnishing a bond with one suffic surety for the ~~said~~ sum, ~~to be~~ specified above. ~~approved by~~ ~~mentioned above~~.

2. I am to request that the Deputy Comm of the Kolar Dt may be kindly instructed to call upon the counterpetitioner, who resides in the same District (address: C/. Annaiyappa, Dandiganahalli, Goribidnur Taluk), to furnish the security bond, duly executed on a British India general stamp paper of the value of Rs. 15 - 0 - 0 in the accompanying form, and that the same may be caused to be forwarded to this office on completion.

I have the honor to be,
SIR,
Your most obedient servant,

G. T. J. Richards
for First Assistant Resident.

BS
24/5/11 WW 24.5.11

R. P. B.—3-1911.—100.

Form of security bond under section 9 (1) of Act VII of 1889.

Before the Hon'ble the Resident in Mysore at Bangalore.

Application in file No. 213 of 190 for a certificate under section 17 of Act VII of 1889.

In the matter of the estate of B. H. Ahobalappa of No 202, Chikbazaar Street, C & M Station of Bangalore, but now deceased

Petitioner. - Hoovina Balappa, father of the deceased, residing in No 202, Chikbazaar Street

Counter-petitioner - Honnamma, widow of the deceased, residing in Dandiganahalli, Goribidnur Taluk Kolar Dt.

Surety.

Know all men by these presents that we, viz, Honnamma the counter-petitioner,

and

residing at

surety, are jointly and severally bound to the British Resident in Mysore for the time being, in the sum of Rs. 1000 — 0 — 0 to be paid to the said British Resident in Mysore, for which payment to be made we bind ourselves and each of us, in the whole, our, and each of our heirs, executors, and administrators, jointly and severally.

Dated this day of 190

Now the condition of the above written bond is such that if the said Honnamma the grantee of the certificate shall within one year from the grant to her of a certificate under the Succession Certificate Act, 1889, exhibit in the office of the said British Resident in Mysore, a full and true account of all moneys received by her on account of Policy No 3292112 issued by the New York Life Insurance Company

and shall deliver and pay the same unto such person or persons as shall be lawfully entitled thereto, then the above bond shall be void and of no effect, otherwise, it shall remain in full force.

Witnesses.

1 Signature.

2 Signature.

Designation of the Officer before whom the bond is executed.

R. P. B.—3-09.—100.

B.9 22/5/11 KLC 24.5.11

REG 14/7/11

4031
11.7.11
213/1910

21

To

The Registrar
~~Court~~ office of the Resident
in Mysore Bangalore

Re file no 213 of 1910

Petitioner. Hanima Balappa

20/7/11

The petitioner begs to state as follows. —

That in the above case he applied for a succession certificate, and deposited a sum of Rupees 20 — twenty being the percentage stamp duty payable on the certificate.

That Hanumanmma the petitioner's daughter-in-law objected to the certificate being granted in petitioner's name and therefore the certificate was granted to her.

Petitioner therefore prays that the sum of Rs 20 — deposited by him may be returned to him.

20-7-11.

The amount may be refunded on receipt being obtained from the petitioner at the same time.
BS
12/7/11

12/7/11

Amount refunded the receipt taken may be filed.
BS
13.7.11

BS
13/7/11

21/a

In the Office of the
Honourable the British
Resident in Mysore
Bangalore.

Re- Application in file
No 213 of 1910

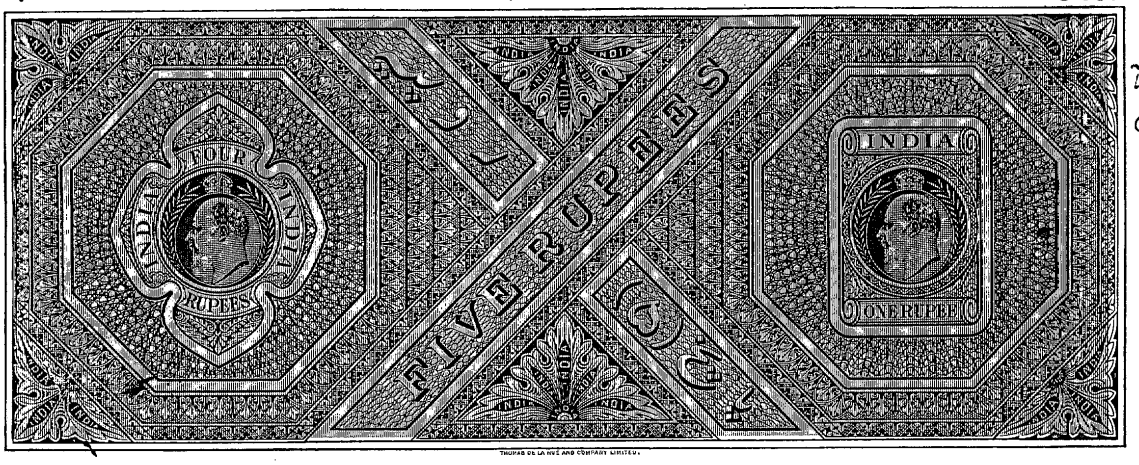
Petitioner - Hoomin Bhaskappa

Received from the Registrar
of the Resident's office the
sum of Rupees 20 — twenty
being the amount
deposited by me in the
above case for succession
certificate fees, the certificate
having been granted to
Hommanna, opponent.

Bangalore,
13-7-11

[illegible]

5 Rs.



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Before the Hon'ble the Resident in Mysore, at Bangalore.

Application in File no. 213 of 1910 for a Certificate under Section 17 of Act VII of 1889.

In the matter of the Estate of B.H.Ahobalappa of no. 202 Chik Bazaar Street, Civil and Military Station of Bangalore but now deceased.

Petr.- Hoovina Balappa, father of the deceased, residing in no. 202, Chik Bazaar Street, Civil and Military Station of Bangalore.

Counter-petr.- Honnamma, widow of the deceased, residing in Dandiganahalli, Goribidnur Taluk, Kolar District.

Sureties-.1. Nagappa, son of Nalla Nagappa, residing at Rayanakallu, Goribidnur Taluk.

.2. Kodeppa, son of Theganna, residing at Dandiganahalli, Goribidnur Taluk.

Know all men by these presents that we, Honnamma, the counter-petr., and Nagappa, residing in Rayanakallu, Goribidnur Taluk, and Kodeppa, residing in Dandiganahalli, Goribidnur Taluk, sureties, are jointly and severally bound to the British Resident in Mysore, for the time being in the sum of Rs.1000/-. to be paid to the said British Resident in Mysore, for which payment to be made we bind ourselves and each of us, in the whole, our, and each of our heirs, executors, and administrators, jointly and severally.

Dated this twenty eighth day of August 1911.

Now the condition of the above written bond is such that if the said Honnamma, the grantee of the certificate shall within one year from the grant to her of a certificate under the Succession Certificate Act, 1889, exhibit in the office of the said British Resident in Mysore, a full and true account of all moneys received by her on account of Policy no. 3292112 issued by the New York Life Insurance Company and shall deliver and pay the same unto such person or persons as shall be lawfully entitled thereto, then the above bond shall be void and of no effect, otherwise, it shall remain in full force.

Witnesses.

1.
2.

Goribidnur
28/8/11

Before me
[illegible]
Amildar & 2nd Class Magistrate

Sold to Hanumanna

B Venkatasamiy
Treasurer
17th August 1911

TREASURY, BANGALORE
No. .....
17 AUG 1911

To be issued on a stamp paper of the value of Rs 20-0-0

Before the Hon'ble the Resident in Mysore at Bangalore.

—.o:—

Application in file No. 213 of 1910 under section 17 of Act VII of 1889.

In the matter of the estate of B. H. Ahobalappa of No 202, Chik Bazaar Street, Cantonment of Bangalore,

but now deceased.

To

Honnamma, widow of the deceased, residing in Dandiganahalli Goribidnur Taluk, Kolar Dt, Mysore State

Whereas you applied on the 10th day of September 1910 for a certificate under the Succession Certificate Act, 1889, in respect of the following debt, namely :—

Serial number	Name of debtor	Amount of debt, including interest on date of application for certificate	Description and date of instrument, if any, by which the debt is secured
1	New York Life Insurance Company, Calcutta	Rs 1000-0-0	Policy No 329242

This certificate is accordingly granted to you and empowers you to collect the aforementioned debt.

Dated Bangalore, this 8 day of November 1911.

(Sd) H Daly

Resident.

R. P. B.—3-1911.—100.

4/11/11